MGJ

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil Application No. 2305 of 2006
in
First Appeal No. 1042 of 2006

Smt.Sandhya Mangesh Jadhav ..Applicant

vs.

Shri Minanath Shankar Paravade
and others ..Respondents

Shri Dilip Bodake for applicant
Shri S.N.Bhosale for respondent no.2
Shri R.A.Thorat for respondent nos. 3 and 4

CORAM: S.B.MHASE &
R.S.MOHITE JJ.
14th March 2007

P.C.

1. Heard.

2. This is an application by wife of the deceased but we find that while passing the award the amount has been apportioned by the Claims Tribunal amongst the inlaws, more specifically, to the father in law and brother in law of the applicant-wife. Prima facie this does not appear to be correct. The dispute involved in the present matter is in respect of apportionment also. Therefore, we hereby grant civil application in terms of prayer clause (b).

3. We also direct that till final disposal of the appeal the said amount will not be paid over to the applicant. The Trial Court shall invest the said amount in any Nationalised Bank initially for a period of 3 years and if the appeal is not disposed of within the period of 3 years, the said deposit shall be renewed every year on year to year basis till final hearing of the appeal.

4. Civil Application is disposed of accordingly.

(R.S.MOHITE J.) **(S.B.MHASE J.)**